

**AN ORDINANCE AMENDING CHAPTER 110, ARTICLE XXXVI OF THE
1988 CITY OF SPRINGFIELD CODE OF ORDINANCES, AS AMENDED,
PERTAINING TO SPECIAL EVENTS**

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, the City is experiencing increased calls for service for illegal and illicit activities occurring at unauthorized special events in the form of block parties and pop-up parties; and

WHEREAS, it's in the best interest of the City to amend Chapter 110, Article XXXVI of the 1988 City of Springfield Code of Ordinances.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby amends Chapter 110, Article XXXVI of the 1988 Code of Ordinances, as amended, as follows:

SEE EXHIBIT A

Section 2: That the City Clerk is hereby directed to publish this ordinance in pamphlet form.

Section 3: That this ordinance shall become effective immediately upon its passage and recording by the City Clerk.

PASSED: _____, 2024

SIGNED: _____, 2024

RECORDED: _____, 2024

Mayor Misty Buscher

ATTEST: _____
City Clerk Frank J. Lesko

Approved as to legal sufficiency:

Requested by: Mayor Misty Buscher

 5/15/24
Office of Corporation Counsel /Date

EXHIBIT A

§ 110.001. Definitions.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning:

Special event. An activity of limited duration, not exceeding one week in length, including but not limited to, a music festival, dance festival, art festival, public dance, show, or other gathering at which music or entertainment may be provided by professional or amateur performers or by prerecorded means that preempts other licensed activities at the same location. This shall include events substantially in the form of a block party.

ARTICLE XXXVII. SPECIAL EVENTS

§ 110.390. License required.

No person shall sponsor or promote a special event as defined in this chapter without first having obtained a special event license.

§ 110.391. Reserved.

Editor's note(s)—Ord. No. 240-05-04, § 1, adopted May 4, 2004, repealed § 110.391, License fee, derived from Ord. No. 447-08-03, § 1, adopted Aug. 5, 2003.

§ 110.392. Application.

- (a) In addition to information required in the general licensing provisions of this chapter, the application for a special event license shall include:
- (1) The name and address of all persons acting as sponsors of the special event.
 - (2) The purpose of the special event and the estimated number of participants or those otherwise attending.
 - (3) The date or dates the special event is to be held and the time it commences and terminates.
 - (4) A list of all vendors doing business during the special event, including type of concession.
 - (5) Whether any music will be provided, either live or recorded.
 - (6) Whether the use of alcoholic beverages will be permitted or sold during the special event.
 - (7) A statement as to the number of trash containers that will be available at the special event.
 - (8) A signed statement that the applicant shall hold harmless the city, its officers and employees, and shall indemnify the city, its officers and employees for any claims for damage to property or injury to persons which may be occasioned by any activity carried on under the terms of the license. Applicant shall furnish and maintain public liability and property damage insurance as will protect applicant, property owners, and the city from all claims for damage to property or bodily injury, including death, which may arise from operations under the license or in connection therewith. The insurance shall provide coverage of not less than \$1,000,000 for bodily injury and for property damage per occurrence. The insurance shall be without prejudice to coverage otherwise existing, and shall have as additional insured the city, its officers and employees, and shall further provide that the policy shall not terminate or be canceled prior to the expiration of the license without 30 days' written notice to the city clerk.

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- (9) If the special event is substantially in the form of a block party and the applicant desires to purchase the required insurance coverage arranged by the city with a third-party insurance carrier, the fee charged to the applicant for such insurance coverage shall be \$25 and the city shall subsidize the remainder of the premium.
- (b) The application for a special license shall be submitted at least ten working days prior to the date upon which the special event is to be held.
- (c) In the event the sponsor of the special event is required to obtain a permit for an obstruction of any street, alley, sidewalk, or other public ground or a portion thereof pursuant to Chapter 99 of this Code, the insurance requirements of section 99.12 shall be satisfied by compliance with this Chapter 110.
- (Ord. No. 447-08-03, § 2, 8-5-03; Ord. No. 595-10-04, § 1, 10-19-04; Ord. No. 381-06-05, § 2, 6-7-05; Ord. No. 440-06-05, 6-21-05)

§ 110.393. Issuance of license.

- (a) The approving authority shall be the projects coordinator for the office of public works.
- (b) In addition to the requirements of the general licensing provisions, each applicant shall provide the city clerk a certificate of insurance as provided in section 110.392.
- (Ord. No. 217-4-01, § 2(Exh. B), 4-17-01; Ord. No. 447-08-03, § 2, 8-5-03; Ord. No. 62-2-13, § 2, 2-5-13)

§ 110.394. Hours of operation.

A special event shall take place only between the hours of 8:00 a.m. and 12:00 midnight. No sale of alcoholic liquor outside of a permanent structure is permitted after 11:30 p.m. No music of any kind may be played or broadcast from the outside area or within the permanent structure which is of such a volume so as to disturb the neighborhood in any manner. Music shall not be played or broadcast from the outside area after 12:00 midnight.

(Ord. No. 62-2-13, § 2, 2-5-13)

§ 110.395. Health regulations.

- (a) All persons operating concessions during the special event shall be subject to and comply with all applicable requirements and standards for dispensing and purveying food contained in this Code.
- (b) All food held, offered for sale, or sold during the special event shall be subject to and comply with all applicable requirements for that food contained in this Code and the rules and regulations promulgated hereunder.

§ 110.396. Restrictions.

- (a) No vehicle shall be allowed on the Old State Capitol Mall at any time; provided, however, the licensee who has been issued permits by the superintendent of motor vehicle parking, may drive vehicles on the east/west running sidewalks immediately adjacent to the Old State Capitol. Permits for driving vehicles upon the sidewalks shall be issued by the superintendent of motor vehicle parking at no cost and shall be subject to such other conditions as the superintendent of motor vehicle parking deems necessary to protect the mall and persons using it.
- (b) The licensee shall provide waste disposal receptacles for use of those attending the special event.

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- (c) The licensee shall be responsible for placing all trash and debris in appropriate containers, making it ready for removal prior to 8:00 a.m. of the next day.
 - (d) Licensee shall provide toilet facilities for use of those attending the special event.
- (Ord. No. 217-4-01, § 2(Exh. B), 4-17-01)

§ 110.397. Necessity for other licenses.

All applicable licenses and permits required by this Code must be obtained by all persons engaging in vending operations, provided that an Old State Capitol Mall vendor's license is not required.

§ 110.398. Penalty.

In addition to the penalties provided for in §110.999 of the City Code, any person violating this Article by sponsoring or promoting a special event without a license as required hereunder shall be fined no less than \$250.00 per occasion. Any person sponsoring or promoting an unlicensed special event that results in a call for service for the City, including emergency and non-emergency requests for police presence, may be fined the greater of \$10,000.00 or the actual cost for the City to respond, but in no event shall the fine exceed \$50,000.00.

ORDINANCE FACT SHEET

ORD. REQUEST FORM NO: _____

DATE OF 1ST READING: _____

5/21/2024

OFFICE REQUESTING: Corporation CounselCONTACT PERSON: Greg MoredockPHONE NUMBER: 789-2393EMERGENCY PASSAGE: No ☒ Yes ☐ If yes, explain justification.TYPE OF ORDINANCE: Code Change

FISCAL IMPACT: \$ _____

(If amending a previous ordinance, please attach a copy of the previous ordinance)

SUGGESTED TITLE:

AN ORDINANCE AMENDING CHAPTER 110, ARTICLE XXXVI OF THE 1988 CITY OF
SPRINGFIELD CODE OF ORDINANCES, AS AMENDED, PERTAINING TO SPECIAL
EVENTS

Please list supporting documentation (i.e., contract, agreement, change order, bid book, etc.)

Exhibit A

CONTRACTOR / VENDOR NAME: _____

VENDOR NO: _____

CONTRACT TERM: _____

Change in Scope

Yes ☐No ☐

CONTRACT AMOUNT: _____

(Original amount if change order)

Change Order # _____

Additional Amount

Method of Purchase (check one)

☐ Low Bid☐ Other: _____☐ Low Bid Meeting Specs☐ Exception: _____☐ Low Evaluated Bid

Code Provision: _____

Previous Ord #'s _____

Is Purchasing Agent approval required? No ☒ Yes ☐Is Purchasing Agent approval attached? No ☒ Yes ☐

Accounting information (if more than four accounts, please attach list)

REVENUE

	Fund	Agency	Org	Activity	Object	Amount
1						
2						
3						
4						

EXPENDITURE

	Fund	Agency	Org	Activity	Object	Amount
1						
2						
3						
4						

FUNDS CHECK BY: _____

Date: _____

DIRECTOR / SUPERVISOR SIGNATURE _____

Date: _____

CITY PURCHASING AGENT: _____

Date: _____

COMMENTS

The City is experiencing increased calls for service for illegal and illicit activities occurring at unauthorized special events in the form of block parties and pop-up parties. This amendment will allow for penalties for unauthorized events.

SIGN OFF: _____

(Mayor's Signature)

(Director of OBM)

